



Atty. Dkt. No. 355492-3100

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: William R. PATTERSON, et al.

Title: STERILIZED EMBOLIC  
COMPOSITIONS

Appl. No.: 10/789,944

Filing Date: February 26, 2004

Examiner: Not yet assigned

Art Unit: 1751

<b>CERTIFICATE OF EXPRESS MAILING</b> I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EV 532153987 US (Express Mail Label Number)	9-15-04 (Date of Deposit)
Rene Campos (Printed Name)	
 (Signature)	

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO-1449 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document, except as noted below, is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The USPTO has waived the requirement under 37 CFR 1.98(a)(2)(i) to submit copies of U.S. patents and U.S. patent application publications when citing and submitting an Information Disclosure Statements in a patent application filed after June 30, 2003 and in an international application that has entered the national stage under 37 USC §371 after June 30, 2003. Accordingly, copies of these types of documents are not being supplied in connection with this application. Reference is being made to OG Notice dated August 5, 2003, *Information*

*Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003.*

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

**RELEVANCE OF EACH DOCUMENT**

All of the documents are in English.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even

entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit  
Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address  
indicated below.

Respectfully submitted,

Date Sept. 13, 2004

By Lorna L. Tanner

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Form PTO-1449

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

355492-3100

SERIAL NO.

10/789,944

APPLICANT

William R. PATTERSON, et al.

FILING DATE

2/26/2004

GROUP ART UNIT

1751

**INFORMATION DISCLOSURE CITATION**

(Use several sheets if necessary)

**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
		5,273,728	12/28/93	Doty			
		5,581,508	12/22/1998	Greff et al.			
		6,645,167	11/11/2003	Whalen II et al.			
		6,531,111	3/11/2003	Whalen II et al.			
		2003-0039696	2/27/2003	S. Porter			
		5,695,480	12/9/1997	Evans et al.			
		2003-00228273	12/11/2003	Greff			
		2002-0165582	11/7/2002	C. Porter			
		2003-0055386	3/20/2003	Strauss et al.			

**FOREIGN PATENT DOCUMENTS**

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION	
							YES	NO
		WO 04/035022	4/29/04	WIPO				
		WO 04/035093	4/29/04	WIPO				

**OTHER DOCUMENTS** (Including Author, Title, Date, Pertinent Pages, Etc.)

		Medical Genesis Rheology Project Monthly Report September 2002 (2 pages)
		Medical Genesis Rheology Project Monthly Report October 2002 (6 pages)
		Medical Genesis Rheology Project Monthly Report November 2002 (8 pages)
		Medical Genesis Rheology Project Final Report January 15, 2003 (2 pages)

**EXAMINER****DATE CONSIDERED**

\* **EXAMINER:** Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.

Form PTO-1449  
(MODIFIED)U.S. DEPARTMENT OF COMMERCE  
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